

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA

v.

DANIEL W. McELROY,  
AIMEE J. KING McELROY, and  
XIEU VAN SON

CASE NO. 05-10019-RGS

**MOTION OF DEFENDANTS, DANIEL W. MCELROY AND  
AIMEE J. KING MCELROY, TO SEVER MISJOINED OFFENSES**

Defendants, Daniel W. McElroy ("Mr. McElroy") and Aimee J. King McElroy ("Ms. King") move this Court to sever Counts Two through Four from Counts Five through Nineteen pursuant to Rules 8(b) and 14 of the Federal Rules of Criminal Procedure because they are not based on the same acts or transactions and their joinder will result in unfair prejudice. In further support of this Motion, Mr. McElroy and Ms. King incorporate their Memorandum of Law filed simultaneously herewith.

Respectfully submitted,

AIMEE J. KING McELROY

By her Attorney,

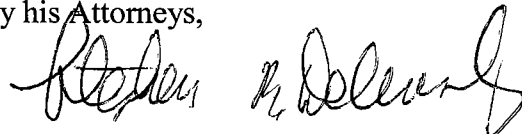


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DATED: June 30, 2005

DANIEL W. McELROY

By his Attorneys,



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